

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

MOREHOUSE ENTERPRISES, LLC d/b/a BRIDGE CITY ORDNANCE; ELIEZER JIMENEZ; GUN OWNERS OF AMERICA, INC.; GUN OWNERS FOUNDATION; STATE OF ARIZONA; STATE OF WEST VIRGINIA; STATE OF ALASKA; STATE OF ARKANSAS; STATE OF IDAHO; STATE OF INDIANA; STATE OF KANSAS; COMMONWEALTH OF KENTUCKY; STATE OF LOUISIANA; STATE MISSOURI; STATE OF MONTANA; STATE OF NEBRASKA; STATE OF OKLAHOMA; STATE OF SOUTH CAROLINA; STATE OF TEXAS; STATE OF UTAH; and STATE OF WYOMING,

Plaintiffs-Appellants,

v.

BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES; UNITED STATES DEPARTMENT OF JUSTICE; and STEVEN M. DETTELBAACH as the DIRECTOR OF ATF,

Defendants-Appellees.

On Appeal from the United States District Court
for the District of North Dakota
The Honorable District Court Judge Peter D. Welte
Case No. 3:22-cv-116

STATEMENT OF ISSUES ON APPEAL

Pursuant to Federal Rule of Appellate Procedure 30(b)(1),
Plaintiffs-Appellants submit this statement of issues on appeal:

1. Whether the district court erred in denying Plaintiffs-Appellants' Motion for Preliminary and/or Permanent Injunction.

Respectfully submitted on this, the 14th of September, 2022.

/s/ Stephen D. Stamboulieh
Stephen D. Stamboulieh (MS # 102784)
Stamboulieh Law, PLLC
P.O. Box 428
Olive Branch, MS 38654
(601) 852-3440
stephen@sdslaw.us

Robert J. Olson (VA # 82488)
William J. Olson, PC
370 Maple Ave. West, Suite 4
Vienna, VA 22180-5615
703-356-5070 (T)
703-356-5085 (F)
wjo@mindspring.com

Robert B. Stock (ND # 05919)
Vogel Law Firm
218 NP Avenue
Fargo, ND 58107-1389
701-237-6983 (T)
701-237-0847 (F)
rstock@vogellaw.com

For service: rbslitgroup@vogellaw.com
*Counsel for Morehouse Enterprises, LLC d/b/a Bridge City Ordnance,
Eliezer Jimenez, Gun Owners of America, Inc., and Gun Owners
Foundation*

MARK BRNOVICH
Attorney General of Arizona

MICHAEL CATLETT*
Deputy Solicitor General
ANTHONY NAPOLITANO*
Assistant Attorney General
ARIZONA ATTORNEY GENERAL'S OFFICE
2005 N. Central Ave.

Phoenix, Arizona 85004
(602) 542-8860
Michael.Catlett@azag.gov
Anthony.Napolitano@azag.gov
Counsel for Plaintiff State of Arizona

PATRICK MORRISEY
Attorney General of West Virginia

LINDSAY SEE*
Solicitor General
MICHAEL R. WILLIAMS*
Senior Deputy Solicitor General
OFFICE OF THE WEST VIRGINIA ATTORNEY GENERAL
State Capitol, Bldg 1, Room E-26
Charleston, WV 25305
(681) 313-4550
Lindsay.S.See@wvago.gov
Michael.R.Williams@wvago.gov
Counsel for Plaintiff State of West Virginia

TREG R. TAYLOR
Attorney General of Alaska

AARON C. PETERSON*
Senior Assistant Attorney General
Alaska Department of Law
1031 W. 4th Avenue #200
Anchorage, AK 99501
Aaron.peterson@alaska.gov
(907) 269-5165
Counsel for Plaintiff State of Alaska

LESLIE RUTLEDGE
Arkansas Attorney General

NICHOLAS J. BRONNI

Arkansas Solicitor General

DYLAN L. JACOBS

Deputy Solicitor General

OFFICE OF THE ARKANSAS ATTORNEY GENERAL

323 Center Street, Suite 200

Little Rock, Arkansas 72201

(501) 682-2007

Nicholas.bronni@arkansasag.gov

dylan.jacobs@arkansasag.gov

Counsel for Plaintiff State of Arkansas

LAWRENCE G. WASDEN

Attorney General of Idaho

DAYTON REED*

Deputy Attorney General

OFFICE OF THE IDAHO ATTORNEY GENERAL

P.O. Box 83720

Boise, ID 83720-0010

(208) 334-2400

dayton.reed@ag.idaho.gov

Counsel for Plaintiff State of Idaho

THEODORE E. ROKITA

Indiana Attorney General

BETSY M. DENARDI*

Director of Complex Litigation

Indiana Government Center South

302 W. Washington St., 5th Floor

Indianapolis, IN 46204

(317) 232-6201

Betsy.DeNardi@atg.in.gov

Counsel for Plaintiff State of Indiana

DEREK SCHMIDT
Attorney General of Kansas

BRANT M. LAUE
Solicitor General
OFFICE OF KANSAS ATTORNEY GENERAL
120 SW 10th Avenue, 3rd Floor
Topeka, KS 66612-1597
(785) 368-8435 Phone
Brant.Laue@ag.ks.gov

DANIEL CAMERON
Attorney General of Kentucky

MATTHEW KUHN
Solicitor General
OFFICE OF THE ATTORNEY GENERAL OF KENTUCKY
700 Capital Avenue, Suite 118
Frankfort, Kentucky 40601
Phone: (502) 696-5300
Matt.Kuhn@ky.gov
Counsel for Plaintiff Commonwealth of Kentucky

JEFF LANDRY
Attorney General of Louisiana

ELIZABETH B. MURRILL*
Solicitor General
LOUISIANA DEPARTMENT OF JUSTICE
1885 N. Third Street
Baton Rouge, Louisiana 70804
(225) 326-6766
murrille@ag.louisiana.gov
Counsel for Plaintiff State of Louisiana

ERIC S. SCHMITT
Attorney General of Missouri

D. JOHN SAUER
Solicitor General
OFFICE OF THE ATTORNEY GENERAL OF MISSOURI
Supreme Court Building
207 W. High Street
P.O. Box 899
Jefferson City, MO 65102
(573) 751-8870
John.Sauer@ago.mo.gov
Counsel for Plaintiff State of Missouri

AUSTIN KNUDSEN
Attorney General of Montana

DAVID M.S. DEWHIRST*
Solicitor General
KATHLEEN L. SMITHGALL*
Assistant Solicitor General
MONTANA DEPARTMENT OF JUSTICE
P.O. Box 201401
Helena, MT 59620-1401
Phone: (406) 444-2026
david.dewhirst@mt.gov
kathleen.smithgall@mt.gov
Counsel for Plaintiff State of Montana

DOUGLAS J. PETERSON
Attorney General of Nebraska

JAMES A. CAMPBELL
Solicitor General

Office of the Nebraska Attorney General
2115 State Capitol
Lincoln, NE 68509
(402) 471-2682
jim.campbell@nebraska.gov
Counsel for Plaintiff State of Nebraska

JOHN M. O'CONNOR
Attorney General of Oklahoma

BRYAN CLEVELAND
Deputy Solicitor General
OKLAHOMA ATTORNEY GENERAL'S OFFICE
313 NE 21st St.
Oklahoma City, OK 73105
(405) 522-1961
Bryan.cleveland@oag.ok.gov
Counsel for Plaintiff State of Oklahoma

ALAN WILSON
Attorney General of South Carolina

J. EMORY SMITH, JR.*
Deputy Solicitor General
OFFICE OF THE ATTORNEY GENERAL OF SOUTH CAROLINA
P.O. Box 11549
Columbia, SC 29211
(803) 734-3680
Email: ESmith@scag.gov
Attorneys for Plaintiff State of South Carolina

KEN PAXTON
Attorney General of Texas

AARON F. REITZ*

Deputy Attorney General for Legal Strategy
CHARLIE ELDRED*
Special Counsel for Legal Strategy
OFFICE OF THE ATTORNEY GENERAL OF TEXAS
P.O. Box 12548
Austin, Texas 78711-2548
(512) 936-1700
Aaron.Reitz@oag.texas.gov
Charles.Eldred@oag.texas.gov
Counsel for Plaintiff State of Texas

SEAN D. REYES
Attorney General of Utah

MELISSA A. HOLYOAK*
Solicitor General
OFFICE OF THE UTAH ATTORNEY GENERAL
350 N. State Street, Suite 230
Salt Lake City, UT 84114
(801) 366-0260
Email: melissaholyoak@agutah.gov
Counsel for Plaintiff State of Utah

BRIDGET HILL
Attorney General of Wyoming

RYAN SCHELHAAS*
Chief Deputy Attorney General
OFFICE OF THE WYOMING ATTORNEY GENERAL
109 State Capitol
Cheyenne, WY 82002
Tel: (307) 777-5786
ryan.schelhaas@wyo.gov
Counsel for Plaintiff State of Wyoming

* *Application for Admission Forthcoming*

CERTIFICATE OF SERVICE

I certify that on September 14, 2022, I electronically filed the foregoing pleading with the Clerk of the Court by using the CM/ECF system, and that the CM/ECF system will accomplish service on all parties represented by counsel who are registered CM/ECF users.

/s/ Stephen D. Stamboulieh

Stephen D. Stamboulieh